



## Early Journal Content on JSTOR, Free to Anyone in the World

This article is one of nearly 500,000 scholarly works digitized and made freely available to everyone in the world by JSTOR.

Known as the Early Journal Content, this set of works include research articles, news, letters, and other writings published in more than 200 of the oldest leading academic journals. The works date from the mid-seventeenth to the early twentieth centuries.

We encourage people to read and share the Early Journal Content openly and to tell others that this resource exists. People may post this content online or redistribute in any way for non-commercial purposes.

Read more about Early Journal Content at <http://about.jstor.org/participate-jstor/individuals/early-journal-content>.

JSTOR is a digital library of academic journals, books, and primary source objects. JSTOR helps people discover, use, and build upon a wide range of content through a powerful research and teaching platform, and preserves this content for future generations. JSTOR is part of ITHAKA, a not-for-profit organization that also includes Ithaka S+R and Portico. For more information about JSTOR, please contact [support@jstor.org](mailto:support@jstor.org).

# MICHIGAN LAW REVIEW

## CONTENTS

"WATERED STOCK"—COMMISSIONS—"BLUE SKY LAWS"—STOCK WITHOUT PAR VALUE . . . . .	<i>William W. Cook</i>	583
RENT REGULATION UNDER THE POLICE POWER . . . . .	<i>Alan W. Boyd</i>	599
DEPARTURE FROM PRECEDENT . . . . .	<i>H. W. Humble</i>	608
HISTORY OF MICHIGAN CONSTITUTIONAL PROVISION PROHIBITING A GENERAL REVISION OF THE LAWS . . . . .	<i>W. L. Jenks</i>	615
NOTE AND COMMENT . . . . .		628
Boycott—Clayton Act . . . . .	628	
Disqualification of Judges by Prejudice . . . . .	637	
Accident in Workmen's Compensation . . . . .	638	
RECENT IMPORTANT DECISIONS . . . . .		645
Adverse Possession—Color of Title— Written Instrument . . . . .	645	
Carriers—Limitation of the Amount of Liability . . . . .	645	
Constitutional Law—Eighteenth Amend- ment—Double Jeopardy . . . . .	647	
Constitutional Law—Lever Act—Indefi- nite Offense . . . . .	648	
Constitutional Law—Review of Action of Administrative Board . . . . .	648	
Constitutional Law—Statute Regulating the Sale of Text-Books . . . . .	649	
Contracts—Moral Consideration . . . . .	649	
Contracts—Void as Stifling Competition . . . . .	650	
Criminal Law—Post-dated Checks with- out Funds . . . . .	651	
Damages—Breach of Contract Where There is no Market for the Articles . . . . .	652	
Damages—Fluctuating Exchange . . . . .	652	
Divorce—Foreign Decree, Granting Hus- band Divorce, a Bar to Wife's Suit to Recover Sums for Necessaries . . . . .	654	
Evidence—Privileged Communications Be- tween Husband and Wife . . . . .	655	
Evidence—"Third Degree" Confession not Voluntary . . . . .	655	
Gifts—Direction to the Debtor to Pay Debt to Donee is Sufficient Delivery . . . . .	656	
Husband and Wife—Attorney's Fee not "Reasonable and Necessary Family Expense" . . . . .	657	
Licenses—Ordinance Authorizing Com- missioner to Revoke Soft Drink Li- cense Invalid . . . . .	640	
Husband and Wife—Postnuptial Contract to Pay Wife an Allowance . . . . .	658	
Husband and Wife—Wife May Recover from Husband for Infection with Ven- ereal Disease . . . . .	659	
Intoxicating Liquors—Legal Possession under Prohibitory Statute . . . . .	660	
Jury—Excusing Juror Does not Entitle Defendant to Another Peremptory Challenge . . . . .	661	
Jury—Women as Jurors—Woman's Suf- frage Amendment . . . . .	662	
Master and Servant—Duty to Aid Ailing or Injured Employee . . . . .	663	
Master and Servant—Illegal Employment of a Minor Negligence Per Se . . . . .	664	
Negligence—Pedestrian Crossing Street Railway Track—Error of Judgment— Contributory Negligence . . . . .	665	
Payment—Acceptance of Check as Pay- ment . . . . .	666	
Quo Warranto—Governor May Sue Only in General Public Interests . . . . .	666	
Sales—Implied Warranty of the Purity of Water . . . . .	667	
Seal—A Mere Formality . . . . .	668	
Wills—Latent Ambiguity—Extrinsic Evi- dence . . . . .	668	
Workmen's Compensation—Provoked As- sault by Foreman not an Injury Arising Out of Employment . . . . .	669	
BOOK REVIEWS . . . . .		671
The Equality of States in International Law (Dickinson) . . . . .		671

## UNIVERSITY OF MICHIGAN LAW SCHOOL

ANN ARBOR, MICHIGAN

Copyright, 1921, by THE MICHIGAN LAW REVIEW ASSOCIATION  
Entered November 1, 1902, at Ann Arbor, Mich., as Second-Class Matter  
under Act of Congress, March 3, 1879

\$2.50 per year in advance, eight numbers

Foreign Subscriptions, \$3.00

50 cents per number

Address all communications to MICHIGAN LAW REVIEW, Ann Arbor, Michigan

**A. W. EHRMAN**  
**JOHN P. TOOLE**

**WM. T. McCONNELL, C. P. A.**  
**M. P. ROSENTHALER, C. P. A. (Ill.)**

**A. W. EHRMAN & CO.**  
**ADVISORY ACCOUNTANTS**  
**AUDITS, SYSTEM, INCOME TAX SERVICE**

**DETROIT OFFICE**  
**1314-17 FORD BUILDING**  
**Main 1500**

**GRAND RAPIDS OFFICE**  
**305-306 4TH NATIONAL BANK BLDG.**  
**MARTIN DOWD, C. P. A., Mgr.**  
**Citizens 64-171**

**EAGLE "MIKADO"**



**PENCIL No. 174**



Regular Length, 7 inches

**For Sale at your Dealer.**

**Made in five grades**

**Conceded to be the Finest Pencil made for general use.**

**EAGLE PENCIL COMPANY, NEW YORK**

**MICHIGAN**  
**LAW REVIEW**

**A PRACTICAL MAGAZINE FOR**  
**PRACTISING LAWYERS**

**Price \$2.50 per year, eight issues, in advance.**